



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/712,917 Confirmation No. 2361
Applicants : J. Michael Teets, et al.
Filed : November 12, 2003
Title : AN ELECTRICITY GENERATING SYSTEM
HAVING AN ANNULAR COMBUSTOR
Group Art Unit : 3746
Examiner : Charles Grant Freay
Customer No. : 28289

REQUEST FOR RECONSIDERATION OF PETITION
UNDER 37 C.F.R. §1.183 TO WAIVE 37 C.F.R. §1.63 AND §1.67

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Subsequent to the Decision to Dismiss the Petition dated November 22, 2006, the Applicants received a Supplemental Declaration executed by both inventors and hereby move to withdraw the Petition Under 37 CFR 1.47(b) filed October 12, 2006, because the issue is now moot. By doing so, the application should now be in condition for allowance.

Please find enclosed herewith the following:

- 1) Supplemental Declaration For Reissue Patent Application To Correct

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail #EV 961839359 US in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 7, 2007.

Christine A. Canavan

(Name of Person Mailing Papers)

Christine A. Canavan

Signature

02/07/2007
Date

"Errors" Statement (37 CFR 1.175) signed and dated by each inventor (hereinafter "Supplemental Declaration").

2) Letter from J. Michael Teets to Paul Reznick of The Webb Law Firm dated December 28, 2006, which accompanied the Supplemental Declaration.


3) Letter from Paul Reznick of The Webb Law Firm to J. Michael Teets dated January 10, 2007, providing supplemental information. The attachments to this January 10 letter, which were provided to J. Michael Teets, included a copy of the currently pending claims. These documents are available from the file history and, therefore, additional copies were not provided with the present Request for Reconsideration. A copy of this January 10 letter and attachments were also provided to co-inventor Jon Teets, as indicated by the cc: at the end of that letter.

4) Letter from Paul Reznick of The Webb Law Firm to Jon Teets dated December 18, 2006, providing an unsigned copy of the Supplemental Declaration for execution by Jon Teets. Enclosed with this December 18, 2006 letter, among other documents, were copies of the patent at issue along with a copy of all of the amendments to date to arrive at the currently pending claims in the subject reissue application. This December 18, 2006 letter is being submitted as evidence showing that copies of the currently pending claims and the Supplemental Declaration were sent to Jon Teets and shared with co-inventor Michael Teets, as indicated in the December 28, 2006 letter (Attachment No. 2), which is written by Michael Teets.

Reconsideration of the pending application in light of the executed Supplemental Declaration and allowance of claims 1-9, 15-18 and 41 are respectfully requested.

Respectfully submitted,

THE WEBB LAW FIRM

By 

Paul M. Reznick
Registration No. 33,059
Attorney for Applicant
700 Koppers Building
436 Seventh Avenue

Application No. 10/712,917

Paper Dated: February 7, 2007

In Response to USPTO Correspondence Dated November 22, 2006

Attorney Docket No. 3419-032151

Pittsburgh, PA 15219

Telephone: (412) 471-8815

Facsimile: (412) 471-4094

E-mail: webblaw@webblaw.com

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**SUPPLEMENTAL DECLARATION
FOR REISSUE
PATENT APPLICATION
TO CORRECT "ERRORS" STATEMENT
(37 CFR 1.175)**

Attorney Docket Number	3419-032151
First Named Inventor	J. Michael Teets
COMPLETE if known	
Application Number	10/712,917
Filing Date	11/13/2003
Art Unit	3746
Examiner Name	Charles Grant Freay

I/We hereby declare that:

Every error in the patent which was corrected in the present reissue application, and which is not covered by the prior oath(s) and/or declaration(s) submitted in this application, arose without any deceptive intention on the part of the applicant.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I/We hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
J. Michael		Teets	
Inventor's Signature	<i>J. Michael Teets</i>	Date	12/29/06
Name of Second Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Jon W.		Teets	
Inventor's Signature	<i>Jon W. Teets</i>	Date	12/20/06

☐ Additional inventors or legal representatives(s) are being named on the _____ supplemental sheets PTO/SB/02A or 02LR attached hereto.

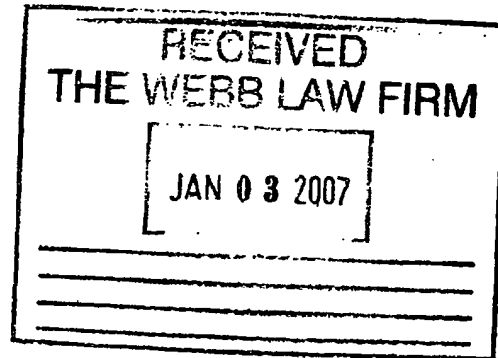
This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

December 28, 2006

To: Paul M. Reznick
The Webb Law Firm
700 Koppers Building
436 Seventh Avenue
Pittsburgh, Pa. 15219

From: J. Michael Teets
5225 SE Inkwood Way
Hobe Sound, Fla 33455
Phone: 772-220-8524



Subject: Patent Application # 10/712,917
Reference: Letter package, Reznick to J. Teets, 12/18, 2006

Paul,

Having reviewed the supplied reference documents it appears to us the declaration you have requested Jon and I for signature relates back to prior amendments and appears to be corrective in nature. We have enclosed the signed document (PTO/SB/51S) as requested.

We do not understand the importance of the documents and while we will cooperate per our original agreement you need to outline reasons for the new claims, why they are being made and explain your supportive selected **specification** information so we can understand what we are signing and that we agree with it.

Sincerely,

J. Michael Teets

THE WEBB LAW FIRM

700 KOPPERS BUILDING
436 SEVENTH AVENUE

PITTSBURGH, PA 15219

TELEPHONE 412-471-8815

FAX 412-471-4094

E-MAIL webblaw@webblaw.com

PATENT, TRADEMARK & COPYRIGHT LAW

WILLIAM H. WEBB (1929-1997)
FREDERICK B. ZIESENHEIM (1958-2004)

J. MATTHEW PRITCHARD IV
DARRELL E. WILLIAMS
PATRICIA A. OLOSKEY
ALEXANDER DETSCHELT
CRAIG M. WALLER
LARA A. NORTROP
JAMES J. BOSCO, JR.

PATENT AGENTS
RYAN J. MILLER
MICHELE K. YODER
SUZANNE KIKEL
OF COUNSEL
DONALD C. LEPIANE

WILLIAM H. LOGSDON
RUSSELL D. ORKIN
DAVID C. HANSON
RICHARD L. BYRNE
KENT E. BALDAUF
BARBARA E. JOHNSON
PAUL M. REZNICK
JOHN W. MCILVAINE III
JULIE W. MEDER
LESTER N. FORTNEY
KENT E. BALDAUF, JR.
KIRK M. MILES
RANDALL A. NOTZEN
JAMES G. PORCELLI
CHRISTIAN E. SCHUSTER
ANN M. CANNONI
NATHAN J. PREPELKA

January 10, 2007

VIA EXPRESS MAIL NO. EV 011534814 US

Mr. J. Michael Teets
5225 SE Inkwood Way
Hobe Sound, FL 33455

EV011534814US

Re: United States Patent Application No. 10/712,917 filed November 13, 2003 entitled "An Electricity Generating System Having an Annular Combustor"
Our File: 3419-032151

Dear Mike:

Thank you for your letter of December 28, 2006 providing to us a copy of the Supplemental Declaration signed by both you and Jon.

In your letter you indicate that you need for us to outline reasons for the new claims, why they are being made and to explain the support in the specification to help you understand the changes from the originally filed reissue application.

Please find enclosed the following documents which are, among other things, all of the Office Actions and Amendments for the present application:

1. United States Patent No. 6,314,717, which is the basis of the present reissue application;
2. Preliminary Amendment dated November 13, 2003;
3. Office Action dated June 7, 2005;
4. Amendment dated December 5, 2005;
5. Supplemental Information Disclosure Statement filed January 26, 2006;

Mr. J. Michael Teets

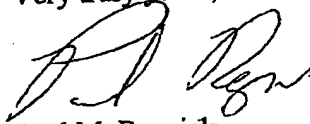
-2-

January 10, 2007

6. Office Action dated May 8, 2006 - please note on page 6 of this Office Action the Examiner indicates that a Supplement Oath/Declaration is required;
7. Amendment After Final dated September 7, 2006; and
8. Second Supplemental Information Disclosure Statement dated January 4, 2007;
9. A copy of the non-U.S. patents and publications referenced in the Information Disclosure Statements.

For an outline of the reasons for the new claims, why they are being made and where they find support in the specification, please refer to the REMARKS section of document 2, the Preliminary Amendment dated November 13, 2003, and the REMARKS section of the Amendment dated December 5, 2005. These claims are being amended to expand the scope of patent protection beyond that provided by the claims in the original application.

Very truly yours,



Paul M. Reznick

PMR:JGP:cac

Enclosures

cc: Mr. Jon Teets (w/encls.) VIA EXPRESS MAIL NO. EV 011534828US
7556 E. Sweetwater Avenue
Scottsdale, AZ 85260

EV011534828US

THE WEBB LAW FIRM

700 KOPPERS BUILDING
436 SEVENTH AVENUE
PITTSBURGH, PA 15219
TELEPHONE 412-471-8815
FAX 412-471-4094
E-MAIL webblaw@webblaw.com

PATENT, TRADEMARK & COPYRIGHT LAW

WILLIAM H. LOGSDON
RUSSELL D. ORKIN
DAVID C. HANSON
RICHARD L. BYRNE
KENT E. BALDAUF
BARBARA E. JOHNSON
PAUL M. REZNICK
JOHN W. MCILVAINE III
JULIE W. MEDER
LESTER N. FORTNEY
KENT E. BALDAUF, JR.
KIRK M. MILES
RANDALL A. NOTZEN
JAMES G. PORCELLI
CHRISTIAN E. SCHUSTER
ANN M. CANNONI
NATHAN J. PREPELKA

WILLIAM H. WEBB (1929-1997)
FREDERICK B. ZIESENHEIM (1958-2004)

J. MATTHEW PRITCHARD IV
PATRICIA A. OLOSKEY
ALEXANDER DETSCHELT
LARA A. NORTROP
JAMES J. BOSCO, JR.
DARRELL E. WILLIAMS
CRAIG M. WALLER

PATENT AGENTS
RYAN J. MILLER
MICHELE K. YODER
OF COUNSEL
DONALD C. LEPIANE

December 18, 2006

VIA EXPRESS MAIL NO. EV 011534831 US

Mr. Jon Teets
7556 E. Sweetwater Avenue
Scottsdale, AZ 85260

EV011534831US

Re: United States Patent Application No. 10/712,917 filed November 13, 2003 entitled "An Electricity Generating System Having an Annular Combustor"
Our File: 3419-032151

Dear Jon:

Please find enclosed the following:

- 1) a copy of U.S. Patent No. 6,314,717 which is currently the subject of the reissue application referenced above;
- 2) a copy of the each associated amendment we have filed in relation to this reissue application;
- 3) a copy of the originally file Declaration;
- 4) a copy of the originally filed Assignment; and
- 5) a Supplemental Declaration.

After reviewing this material listed in Items 1-4 please sign and date the Supplemental Declaration and return this entire package to me in the self-addressed stamped envelope.

Please return the signed Supplemental Declaration with the associated material within two weeks, by **Tuesday, January 2, 2007.**

THE WEBB LAW FIRM


Mr. Jon Teets

-2-

December 18, 2006

Please contact me if you have any questions.

Very truly yours,



Paul M. Reznick

PMR/JGP/cac
Enclosures